

Regulations and other Acts

Gouvernement du Québec

O.C. 1036-2009, 30 September 2009

An Act respecting the Pension Plan
of Elected Municipal Officers
(R.S.Q., c. R-9.3)

Regulation — Amendment

Regulation to amend the Regulation respecting the application of the Act respecting the Pension Plan of Elected Municipal Officers

WHEREAS, under subparagraph 2.1 of the first paragraph of section 75 of the Act respecting the Pension Plan of Elected Municipal Officers (R.S.Q., c. R-9.3), amended by section 106 of chapter 18 of the Statutes of 2008, the Government may, by regulation, determine, for the purposes of section 54.2 of the Act, the information that the notice of waiver or revocation must contain;

WHEREAS the Government made the Regulation respecting the application of the Act respecting the Pension Plan of Elected Municipal Officers by Order in Council 1742-89 dated 15 November 1989, last amended by the regulation made by Order in Council 20-2007 dated 16 January 2007;

WHEREAS it is expedient to again amend the Regulation;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), the draft Regulation to amend the Regulation respecting the application of the Act respecting the Pension Plan of Elected Municipal Officers was published in Part 2 of the *Gazette officielle du Québec* of 30 June 2009 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS no comments were received on the draft Regulation;

WHEREAS it is expedient to make the Regulation without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Municipal Affairs, Regions and Land Occupancy:

THAT the Regulation to amend the Regulation respecting the application of the Act respecting the Pension Plan of Elected Municipal Officers, attached to this Order in Council, be made.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the application of the Act respecting the Pension Plan of Elected Municipal Officers*

An Act respecting the Pension Plan
of Elected Municipal Officers
(R.S.Q., c. R-9.3, s. 75, 1st par., subpar. 2.1;
2008, c. 18, s. 106)

1. The Regulation respecting the application of the Act respecting the Pension Plan of Elected Municipal Officers is amended by inserting the following division after section 6:

“DIVISION III.1 SPOUSE’S WAIVER

6.1. The notice referred to in the third paragraph of section 54.2 of the Act must, in addition to containing the waiver or revocation required by that paragraph, be dated and state the name and address of the person who participates in the plan, of the person who ceased to participate in the plan or of the pensioner, as the case may be, and the name and address of the spouse.”.

* The Regulation respecting the application of the Act respecting the Pension Plan of Elected Municipal Officers, made by Order in Council 1742-89 dated 15 November 1989 (1989, *G.O.* 2, 4153), was last amended by the regulation made by Order in Council 20-2007 dated 16 January 2007 (2007, *G.O.* 2, 542). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2009, updated to 1 March 2009.

2. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

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Gouvernement du Québec

O.C. 1043-2009, 30 September 2009

Individual and Family Assistance Act
(R.S.Q., c. A-13.1.1)

Individual and family assistance — Amendments

Regulation to amend the Individual and Family Assistance Regulation

WHEREAS, under paragraph 8 of section 132 of the Individual and Family Assistance Act (R.S.Q., c. A-13.1.1), the Government may, for the purposes of the Social Assistance Program, make regulations prescribing special benefit amounts to provide for certain particular needs, and determining the cases in which and the conditions under which they are to be granted;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q. c. R-18.1), a draft of the Regulation to amend the Individual and Family Assistance Regulation was published in Part 2 of the *Gazette officielle du Québec* of 30 June 2009, with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS it is expedient to make the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Employment and Social Solidarity:

THAT the Regulation to amend the Individual and Family Assistance Regulation, attached to this Order in Council, be made.

GÉRARD BIBEAU,
Clerk of the Conseil executive

Regulation to amend the Individual and Family Assistance Regulation*

Individual and Family Assistance Act
(R.S.Q., c. A-13.1.1, s. 132, par. 8)

1. The Individual and Family Assistance Regulation is amended in section 84 by adding the following at the end of subparagraph 2 of the first paragraph: “or the special benefit for living expenses in a centre, operated by a community or private organization, that offers addiction services with accommodations”.

2. The following is inserted after section 88:

“**88.1.** A special benefit is granted to pay the living expenses of an adult or dependent child for accommodations in a centre, operated by a community or private organization, that offers addiction services with accommodations and holds certification from the Minister of Health and Social Services for that purpose or that has filed an application for certification acceptable by the Minister and provided the Minister with all the documents required for its examination.

The special benefit is granted if the necessity of the need for accommodations is certified in writing by a physician. The necessity of the need for accommodations must be re-examined every 3 months by a physician or a person designated by the Minister.

The living expenses correspond to the actual cost up to the daily rate applicable to a health and social services institution, provided for in the Regulation respecting the application of the Act respecting health services and social services (R.R.Q., 1981, c. S-5, r.1), for the category of room occupied by the adult or dependent child, without exceeding the daily rate applicable for a semi-private room.

The special benefit may be paid directly to an organization with the consent of the independent adult or an adult member of the family.”

3. This Regulation comes into force on 1 November 2009.

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* The Individual and Family Assistance Regulation, made by Order in Council 1073-2006 dated 22 November 2006 (2006, *G.O.* 2, 3877), was last amended by the regulation made by Order in Council 1145-2008 dated 10 December 2008 (2008, *G.O.* 2, 5516A). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2009, updated to 1 March 2009.